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**+**

PTO/SB/05 (08-00)

Approved for use through 10/31/2002, OMB 0651-0032  
Patent and Trademark Office; U.S. DEPARTMENT OF COMMERCEJCS44 U.S. PTO  
08/24/01

# UTILITY PATENT APPLICATION TRANSMITTAL

(Only for new nonprovisional applications under 37 CFR 1.53(b))

Attorney Docket No. 2100632-991122

First Inventor Janet Wasowicz

Title DIAGNOSTIC SYSTEM AND METHOD FOR PHONOLOGICAL AWARENESS, PHONOLOGICAL PROCESSING, AND READING SKILL TESTING

Express Mail Label No. EL 904925519 US

U.S. PTO  
106666666660U.S. PTO  
08/24/01

## APPLICATION ELEMENTS

See MPEP chapter 600 concerning utility patent application contents

Assistant Commissioner for Patents  
ADDRESS TO: Box Patent Application  
Washington, DC 20231

- Fee Transmittal Form (e.g., PTO/SB/17)  
(Submit an original, and a duplicate for fee processing)
- Applicant claims small entity status.  
See 37 CFR 1.27.
- Specification [Total Pages: 49]  
(preferred arrangement set forth below)
  - Descriptive title of the invention
  - Cross Reference to Related Applications
  - Statement Regarding Fed sponsored R&D
  - Reference to sequence listing, a table or a computer program listing appendix
  - Background of the Invention
  - Brief Description of the Drawings(if filed)
  - Detailed description
  - Claim(s)
  - Abstract of the Disclosure
- Drawing(s) (35 U.S.C. 113) [ Total Sheets 20]
- Oath or Declaration (2) [ Total Pages: 3 ea.]
  - a.  Newly executed (original or copy)
  - b.  Copy from a prior application (37 CFR 1.63(d))  
*(for continuation/divisional with Box 17 completed)*
    - i.  **DELETION OF INVENTOR(S)**  
Signed statement attached deleting inventor(s) named in the prior application, see 37 CFR 1.63(d)(2) and 1.33(b).
- Application Data Sheet. See 37 CFR 1.76.

7.  CD-ROM or CD-R in duplicate, large table or Computer Program (*Appendix*)
8. Nucleotide and/or Amino Acid Sequence Submission  
*(if applicable, all necessary)*
  - a.  Computer Readable Form (CRF)
  - b. Specification Sequence Listing on:
    - i.  CD-ROM or CD-R (2 copies; or
    - ii.  paper
  - c.  Statements verifying identity of above copies

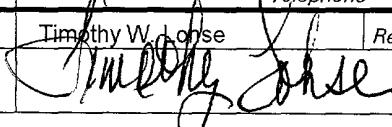
## ACCOMPANYING APPLICATION PARTS

9.  Assignment Papers (cover sheet & document(s))
10.  37 CFR 3.73(b) Statement  
*(when there is an assignee)*  Power of Attorney
11.  English Translation Document (*if applicable*)
12.  Information Disclosure Statement (IDS)/PTO-1449  Copies of IDS Citations
13.  Preliminary Amendment
14.  Return Receipt Postcard (MPEP 503)  
*(Should be specifically itemized)*  
Certified Copy of Priority Document(s)  
*(if foreign priority is claimed)*
15.  Request and Certification under 35 U.S.C. 122 (b)(2)(B)(i). Applicant must attach form PTO/SB/35 or its equivalent.
16.  Check # 187532 for \$1,732;  
Transmittal of Formal Drawings (1 pg.);  
Twenty-one (21) sheets of formal dwgs.;  
Return postcard;
17.  Other: Customer Number or Bar Code Label

17. If a CONTINUING APPLICATION, check appropriate box, and supply the requisite information below and in a preliminary amendment, or in an Application Data Sheet under 37 CFR 1.76:

 Continuation  Divisional  Continuation-in-part (CIP) of prior application No.: 09/350,791 filed July 9, 1999.Prior application information: Examiner: C. Harris Group/Art Unit: 3713

For CONTINUATION OR DIVISIONAL APPS only: The entire disclosure of the prior application, from which an oath or declaration is supplied under Box 5b, is considered a part of the disclosure of the accompanying continuation or divisional application and is hereby incorporated by reference. The incorporation can only be relied upon when a portion has been inadvertently omitted from the submitted application parts.

<input checked="" type="checkbox"/> Customer Number or Bar Code Label      or <input type="checkbox"/> Correspondence address below					
Name	Timothy W. Lohse				
Address	Gray Cary Ware & Freidenrich 1755 Embarcadero Road				
City	Palo Alto	State	CA	Zip Code	94303
Country	US	Telephone	650/320-7426	Fax	650/320-7401
NAME (Print/Type)	Timothy W. Lohse	Registration No. (Attorney/Agent)			35,255
Signature				Date	August 24, 2001

Please type a plus sign (+) inside this box

+

PTO/SB/05 (08-00)

Approved for use through 10/31/2002. OMB 0651-0032  
Patent and Trademark Office; U.S. DEPARTMENT OF COMMERCE

Express Mail Label Number: <u>EL 904925519 US</u>	
<p>I hereby certify that this Utility Patent Application is being deposited with the United States Postal Service "EXPRESS MAIL Post Office to Addressee" service under 37 CFR 1.10 on the date indicated above and is addressed to Box Utility Patent Application, Commissioner of Patents &amp; Trademarks; Washington, DC 20231.</p>	
<u>8/24/2001</u> Date	<u>Deeley A. Bettner</u> Signature

U.S. PATENT AND TRADEMARK OFFICE

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Applicant: Janet Wasowicz

Serial No.: Not Assigned Group Art Unit: Not Assigned

Filed: Filed herewith Examiner: Not assigned

Title: DIAGNOSTIC SYSTEM AND METHOD FOR PHONOLOGICAL AWARENESS,  
PHONOLOGICAL PROCESSING, AND READING SKILL TESTING

\* \*

TRANSMITTAL OF FORMAL DRAWINGS

Asst. Commissioner for Patents  
Washington, DC 20231

Dear Sir:

Transmitted herewith are twenty-one (21) sheets of formal drawings for the above-identified application.

Please address all communications regarding this application to:

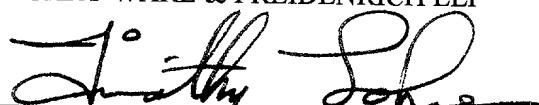
Timothy W. Lohse  
Patent Department - EM  
GRAY CARY WARE & FREIDENRICH LLP  
1755 Embarcadero Road  
Palo Alto, CA 94303

Please direct all telephone calls to Timothy W. Lohse at (650) 320-7426.

Dated 8/24/2001

GRAY CARY WARE & FREIDENRICH LLP

By



Timothy W. Lohse  
Reg. No. 35,255  
Attorney for Applicant

GRAY CARY WARE & FREIDENRICH LLP  
ATTN: Patent Department  
1755 Embarcadero Road  
Palo Alto, CA 94303  
(650) 320-7426

Under the Paperwork Reduction Act of 1995, no persons are required to respond to a collection of information unless it displays a valid OMB control number.

# FEE TRANSMITTAL

## for FY 2001

Patent fees are subject to annual revision.

TOTAL AMOUNT OF PAYMENT (\$ 1,732.00)

## Complete if Known

Application Number	N/A
Filing Date	Filed herewith
First Named Inventor	Janet Wasowicz
Examiner Name	Not Assigned
Group Art Unit	Not Assigned
Attorney Docket No.	2100632-991122

## METHOD OF PAYMENT

1.  The Commissioner is hereby authorized to charge indicated fees and credit any overpayments to:

Deposit Account Number	07-1896
Deposit Account Name	Gray Cary Ware & Freidenrich

- Charge Any additional Fee Required Under 37 CFR 1.16 and 1.17

- Applicant claims small entity status. See 37 CFR 1.27

2.  Payment Enclosed:

- Check     Credit card     Money Order     Other

## FEE CALCULATION

## 1. BASIC FILING FEE

Large Entity	Small Entity	Fee Code	Fee (\$)	Fee Code	Fee (\$)	Fee Description	Fee Paid
101	710	201	355	Utility filing fee	355		
106	320	206	160	Design filing fee			
107	490	207	245	Plant filing fee			
108	710	208	355	Reissue filing fee			
114	150	214	75	Provisional filing fee			
<b>SUBTOTAL (1) (\$)</b>		<b>355.00</b>					

## 2. EXTRA CLAIM FEES

		Extra Claims	Fee from below	Fee Paid
Total Claims	133	-20** =	113 X 9	= 1017
Independent Claims	12	-3** =	9 X 40	= 360
Multiple Dependent		X		=

Large Entity	Small Entity	Fee Code	Fee (\$)	Fee Code	Fee (\$)	Fee Description	
103	18	203	9	Claims in excess of 20			
102	80	202	40	Independent claims in excess of 3			
104	270	204	135	Multiple dependent claim, if not paid			
109	80	209	40	** Reissue independent claims over original patent			
				** Reissue claims in excess of 20 and over original patent			
110	18	210	9				
<b>SUBTOTAL (2) (\$)</b>		<b>1,377.00</b>					

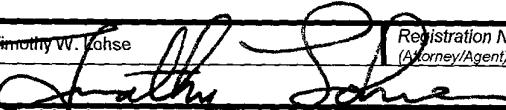
\*\*or number previously paid, if greater. For Reissues, see above

## FEE CALCULATION (continued)

## 3. ADDITIONAL FEES

Large Entity	Small Entity	Fee Code	Fee (\$)	Fee Code	Fee (\$)	Fee Description	Fee Paid
105	130	205	65	Surcharge - late filing fee or oath			
127	50	227	25	Surcharge - late provisional filing fee or cover sheet			
139	130	139	130	Non-English specification			
147	2,520	147	2,520	For filing a request for ex parte reexamination			
112	920*	112	920*	Requesting publication of SIR prior to Examiner action			
113	1,840*	113	1,840*	Requesting publication of SIR after Examiner action			
115	110	215	55	Extension for reply within first month			
116	390	216	195	Extension for reply within second month			
117	890	217	445	Extension for reply within third month			
118	1,390	218	695	Extension for reply within fourth month			
128	1,890	228	945	Extension for reply within fifth month			
119	310	219	155	Notice of Appeal			
120	310	220	155	Filing a brief in support of an appeal			
121	270	221	135	Request for oral hearing			
138	1,510	138	1,510	Petition to institute a public use proceeding			
140	11	0240	55	Petition to revive – unavoidable			
141	1,240	241	620	Petition to revive – unavoidable			
142	1,240	242	620	Utility issue fee (or reissue)			
143	440	243	220	Design issue fee			
144	600	244	300	Plant issue fee			
122	130	122	130	Petitions to the Commissioner			
123	50	123	50	Petitions related to provisional applications			
126	240	126	240	Submission of Information Disclosure Stms			
581	40	581	40	Recording each patent assignment per property (times number of properties)			
146	710	246	355	Filing a submission after final rejection (37 CFR § 1.129(a))			
149	710	249	355	For each additional invention to be examined (37 CFR § 1.129(b))			
179	710	279	355	Request for Continued Examination (RCE)			
169	900	169	900	Request for expedited examination of a design application			
Other fee (specify)							
* Reduced by Basic Filing Fee Paid							
<b>SUBTOTAL (3) (\$)</b>							<b>0.00</b>

\*\*or number previously paid, if greater. For Reissues, see above

SUBMITTED BY		Complete (if applicable)				
Name (Print/Type)	Timothy W. Zehse	Registration No. (Attorney/Agent)	35,255	Telephone	650-320-7426	
Signature					Date	August 24, 2001

WARNING: Information on this form may become public. Credit card information should not be included on this form. Provide credit card information and authorization on PTO-2038.

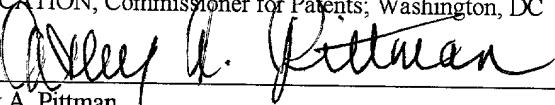
Burden Hour Statement This form is estimated to take 0.2 hours to complete. Time will vary depending upon the needs of the individual case. Any comments on the amount of time you are required to complete this form should be sent to the Chief Information Officer, U.S. Patent and Trademark Office, Washington, DC 20231. DO NOT SEND FEES OR COMPLETED FORM TO THIS ADDRESS. SEND TO: Assistant Commissioner for Patents, Washington, DC 20231.

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EXPRESS MAIL NUMBER: EL904925519 US

DATE OF DEPOSIT: August 24, 2001

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\_\_\_\_\_  
Cathy A. Pittman

\* \* \*

CERTIFICATE OF MAILING BY EXPRESS MAIL

COMMISSIONER OF PATENTS  
Washington, D.C. 20231

**ATTN: BOX PATENT APPLICATION**

Sir:

Transmitted herewith for filing under 37 CFR 1.53(b) is the divisional patent application of:

INVENTOR(s): Janet Wasowicz

FOR: DIAGNOSTIC SYSTEM AND METHOD FOR PHONOLOGICAL AWARENESS, PHONOLOGICAL PROCESSING, AND READING SKILL TESTING

Enclosed are:

- Utility Transmittal (1 pg.)
- 49 pages of specification, claims and abstract
- 20 sheets of Informal Drawings
- Fee Transmittal (1 pg.)
- Check # 487532 for \$ 1,732.00;
- Copies of original: (a) Two (2) Declarations and Power of Attorney (3 pgs.ea.); (b) Two (2) Recordation cover sheets with Assignments (4 pgs. each); and (c) Verified Small Entity Statement (2 pgs.);
- Transmittal of Formal Drawings (1 pg.);
- Twenty-one (21) sheets of formal drawings;
- Express Mail No.: EL904925519 US
- Return Postcard